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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/731,689

12/08/2003

David Lapeze

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ROPES & GRAY LLP
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EXAMINER

JEAN, FRANTZ B

ART UNIT

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2154

MAIL DATE

DELIVERY MODE

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PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/731,689	Applicant(s) LAPEZE ET AL.	
	Examiner Frantz B. Jean	Art Unit 2154	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 12/08/03.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-69 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-69 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date <u>7/26/04</u> . | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

This is a first office action in response to application for patent filed on 12/08/03. Claims 1-69 are presented for examination.

Information Disclosure Statement

The information disclosure statement (IDS) submitted on 7/26/04 is in compliance with the provisions of 37 CFR 1.97. Accordingly, the information disclosure statement is being considered by the examiner.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1-69 are rejected under 35 U.S.C. 102(e) as being anticipated by Turnbull et al. hereinafter "Turnbull" US publication Number 2005/0149617 A1.

The prior art to Turnbull is a continuation-in-part of application number 09/991,794 filed on November 26, 2001. Both applications contain the same specification.

As per claim 1, Turnbull teaches a method of managing contact events across an enterprise (see fig 1-3 and 7-15; par 0054-0055), comprising: a. in response to a contact event, actuating a contact management system having control over a primary contact library (fig 1 and 10-12; par 0054-0055; 0070; 0076-0077); b. under control of the contact management system, retrieving information associated with the contact event from the primary contact library (0054-0055; 0070); c. if new information is associated with the contact event, updating, based on the new information and under the control of the contact management system, the information associated with the contact event in the primary contact library (0070-0073 and 0082); and d. disseminating, to at least a portion of the enterprise, the updated information associated with the contact event (0070-0073 and 0082).

As per claim 2, Turnbull teaches a method of claim 1, further comprising processing the contact event according to at least one predetermined rule (par 0070-0073 and 0082).

As per claim 3, Turnbull teaches a method of claim 2, wherein the processing comprises executing at least one command in response to the contact event (par 0054-55 and 0082).

As per claim 4, Turnbull teaches a method of claim 3, wherein the at least one command belongs to the group consisting of: responding to the contact event, assigning the contact event to at least one user associated with the enterprise, spawning at least

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one process within a system belonging to the enterprise, launching at least one server-based process, and a combination thereof (par 0054 and 0082).

As per claim 5, Turnbull teaches a method of claim 1, wherein the contact event belongs to the group consisting of: a telephone call, a fax transmission, a pager message, an electronic text message, a still image communication, a video communication, an audio communication, a voice communication, an office visit, a paper-based communication, and any combination thereof (par 0054-0055; par 0082).

As per claim 6, Turnbull teaches a method of claim 1, wherein the information associated with the contact event is uniquely identifiable by an associated plurality of parameters (par 0068 and 0082).

As per claim 7, Turnbull teaches a method of claim 6, wherein the associated plurality of parameters comprise text, at least one flag, at least one code, or a predetermined combination thereof (par 0054-0055, 0068 and 0082).

As per claim 8, Turnbull teaches a method of claim 1, wherein the disseminating is performed according to a method belonging to the group consisting of: real-time updating, updating based on a predetermined schedule, updating based on a random schedule, on-demand updating, updating based on feasibility, and a combination thereof (par 0075-0076).

As per claim 9, Turnbull teaches a method of claim 1, wherein the contact management system comprises: a. a primary server; b. at least one client station capable of interacting with the primary server to exchange information; and c. a primary contact manager software application executing on the primary server and capable of managing the primary contact library (see fig 1-3 and 7-15; par 0054-0055 and 0082).

As per claim 10, Turnbull teaches a method of claim 9, wherein the primary server and each of the at least one client station can operatively interact according to a communication mode selected from the group consisting of: wired, wireless, and a combination thereof (see fig 1-3 and 10-12).

As per claim 11, Turnbull teaches a method of claim 9, wherein each of the at least one client station can operatively interact with the primary server across a network selected from the group consisting of: a local-area network (LAN), a wide-area network (WAN), a virtual private network (VPN), a cellular network, a wireless network, a wired network, the internet, an intranet, and a combination thereof (par 0103).

As per claim 12-69, they contain the same limitations as discussed in claim 1-11 above. Therefore, they are rejected under the same rationale.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Frantz B. Jean whose telephone number is 571-272-3937. The examiner can normally be reached on 8:30-6:00 M-f.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nathan J. Flynn can be reached on 571-272-1915. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Frantz B. Jean/
Primary Examiner, Art Unit 2154